

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2019-226-E - ORDER NO. 2020-572

AUGUST 28, 2020

IN RE:	South Carolina Energy Freedom Act (House Bill 3659) Proceeding Related to S.C. Code Ann. Section 58-37-40 and Integrated Resource Plans for Dominion Energy South Carolina, Incorporated))))))	ORDER ON DISCOVERY AND PROCEDURAL MATTERS
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This matter comes before the Public Service Commission of South Carolina (“the Commission”) on two requests related to discovery issues and one additional procedural request made by the Sierra Club on August 7, 2020.

First, the Sierra Club requests that Dominion serve and include within one (1) business day of filing its pre-filed Rebuttal Testimony its working papers and supporting documents related to Dominion’s updated IRP analysis and rebuttal testimony. Second, the Sierra Club requests that the period for a party to respond to discovery requests be reduced from twenty (20) days to seven (7) days. In addition, the Sierra Club also asks that the Commission set a date certain hearing date. The requests are granted as modified and discussed below.

Initially, the Sierra Club provides good cause for its requests. There is an existing need and sense of urgency in this docket among the parties to timely complete their pre-filed testimonies for the Commission to shorten or alter the normal discovery periods or

response times provided by Commission regulation. As provided by S.C. Reg. 103-829(A), there has been no response filed within 10 days, or otherwise, after service of this August 7th request to oppose or object to these requests by the Sierra Club. The requested working papers and supporting documents are those which Dominion uses with its revised analyses in response to the requests of ORS and other parties to address additional scenarios, adjust certain assumptions, and correct certain transcription and formula errors identified during discovery. After due consideration, the Commission finds that these materials are needed to assist the ORS and other parties in their review of the filings, testimonies, materials and matters, as well as to determine if additional discovery needed. Accordingly, Dominion is ordered to serve the parties with a copy of its working papers and supporting documents related to Dominion's updated IRP analysis and Rebuttal testimony no later than September 1, 2020, which is two business days after Dominion files its Rebuttal Testimony.

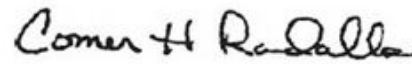
Next, we hold that the minimum time period for a party to respond to discovery requests shall be shortened from twenty (20) days to seven (7) days. In this Docket, the Commission finds that good cause, need, and urgency exists to alter or amend the normal discovery schedule established by Commission Regulations and is not contrary to the public interest. The twenty (20) day period is therefore waived and reduced, pursuant to Commission Regulation 103-803.

Last, the hearing in this matter shall be rescheduled to the week of October 12, 2020 with the hearing beginning at 10:00 a.m. on Monday, October 12th, and continuing each day thereafter at the call of the Chair until completed. The parties are instructed to reserve

the following Monday thru Wednesday of the following week which are October 19th thru 21st as possible hearing days.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Comer H. "Randy" Randall, Acting Chairman



**SEQUENCE TO BE FOLLOWED FOR PROOF-READING, APPROVING AND
PROCESSING ORDERS**

COMPANY: Dominion Energy South Carolina, Inc.		
Order on Discovery and Procedural Matters		
DOCKET NO.2019-226-E		ORDER NO. 2020-572
	INITIALS	DATE
TYPED BY	FDB	8/28/20
PROOF-READ BY	ENW	8/28/20
GENERAL COUNSEL		
ENGINEER/TECHNICAL ADVISOR		
SENIOR COUNSEL		
EXECUTIVE ASSISTANT TO COMMISSIONERS		
COMMISSION ATTORNEY		
Special Counsel	FDB	8/28/20
EXAVALT		
E-SERVICE		
MAILED BY		
RECEIPTS RECEIVED		
OTHER (specify)		

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

August 26, 2020

MOTOR CARRIER MATTER

☐

DOCKET NO.

2019-226-E

UTILITIES MATTER

☒

ORDER NO.

SUBJECT:

DOCKET NO. 2019-226-E - South Carolina Energy Freedom Act (House Bill 3659) Proceeding Related to S.C. Code Ann. Section 58-37-40 and Integrated Resource Plans for Dominion Energy South Carolina, Incorporated - Staff Presents for Commission Consideration Sierra Club's Letter Dated August 7, 2020.

COMMISSION ACTION:

On August 7, 2020, the Sierra Club made two requests for consideration by the Commission related to discovery issues. First, the Sierra Club requests that Dominion serve and include within one (1) business day of filing its pre-filed Rebuttal Testimony its working papers and supporting documents related to Dominion's updated IRP analysis and rebuttal testimony. Second, the Sierra Club requests that the period for a party to respond to discovery requests from twenty (20) days to seven (7) days. Lastly, the Sierra Club also requests that the Commission set a date certain hearing date.

I move that the Commission grant the requests of the Sierra Club as outlined and modified below:

First, the Sierra Club provides good cause for its requests. There is an existing need and sense of urgency in this docket among the parties to timely complete their pre-filed testimonies for the Commission to shorten or alter the normal discovery periods or response times provided by Commission regulation.

As provided by S.C. Reg. 103-829(A), there has been no response filed within 10 days, or otherwise, after service of this August 7th request to oppose or object to these requests by the Sierra Club.

The requested working papers and supporting documents are that which Dominion uses with its revised analyses in response to the requests of ORS and other parties to address additional scenarios, adjust certain assumptions, and correct certain transcription and formula errors identified during discovery. I move that the Commission find that these materials are needed to assist the ORS and other parties in their review of the filings, testimonies, materials and matters, as well as to determine if additional discovery needed.

I move that the Commission order Dominion to serve the parties with a copy of its working papers and supporting documents related to Dominion's updated IRP analysis and Rebuttal testimony no later than September 1, 2020 which is two business days after Dominion files its

Rebuttal Testimony.

I further move that Commission shorten and amend the minimum time period for a party to respond to discovery requests from twenty (20) days to seven (7) days.

Here, in this established docket, the Commission finds that good cause, need, and urgency exists to alter or amend the normal discovery schedule established by Commission Regulations.

Last, I move that the Commission reschedule the hearing in this matter to the week of October 12, 2020 with the hearing beginning at 10:00 a.m. on Monday, October 12th, and continuing each day thereafter at the call of the Chair until completed. The parties are instructed to reserve the following Monday thru Wednesday of the following week which are October 19th thru 21st as possible hearing days.

PRESIDING: Randall

SESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER
BELSER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
ERVIN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	voting via videoconference
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	voting via videoconference
HOWARD	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	voting via videoconference
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WILLIAMS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u> Military Leave

(SEAL)

RECORDED BY: J. Schmieding

